

## Message Text

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ACTION EUR-25

INFO OCT-01 ISO-00 VO-03 SCA-01 SIL-01 PRS-01 A-01 RSC-01

DRC-01 /035 W

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R 101646Z MAY 74

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 0237

LIMITED OFFICIAL USE SECTION 01 OF 02 LONDON 05836

E.O. 11652: N/A

TAGS: CVIS, ELAB, UK (DASH, JACK BRIEN)

SUBJECT: VISAS: 212(D)(3)(A)(28) WAIVER FOR COMMUNIST  
TRADE UNIONIST

REF: STATE 94659

1. IN VIEW OF THE DEPARTMENT'S POSITION ON THE WAIVER OF VISA INELIGIBILITY REQUESTS SUBMITTED ON BEHALF OF REGINALD BIRD AND ERIC BROMLEY, WHO PLANNED TO TRAVEL TO THE UNITED STATES WITH BRITISH TRADE UNION LEADER CLIVE JENKINS, THE EMBASSY WISHES TO BRING TO THE DEPARTMENT'S ATTENTION THE PROPOSED VISIT OF JACK BRIEN DASH TO SAN FRANCISCO AREA LOCALS OF THE INTERNATIONAL LONGSHOREMEN AND WAREHOUSEMEN'S UNION IN OCTOBER OF THIS YEAR.

2. DASH, A FORMER SHOP STEWARD OF THE TRANSPORT AND GENERAL WORKERS UNION AND A MEMBER OF THE COMMUNIST PARTY OF GREAT BRITAIN SINCE 1936, FIRST APPLIED FOR HIS VISA ON JUNE 11, 1973, AT WHICH TIME HE READILY ADMITTED HIS COMMUNIST PARTY MEMBERSHIP. LOCAL POLITICAL CHECKS WERE INITIATED BY THE EMBASSY ON JUNE 13, 1973, AND ON JUNE 15 A NAME CHECK WAS SENT TO THE OFFICE OF SECURITY, DEPARTMENT OF STATE. THE LOCAL POLITICAL CHECK AND SY NAME CHECK, WHICH WERE COMPLETED ON JUNE 26 AND JULY 26, CONFIRMED DASH'S ADMITTED MEMBERSHIP IN THE COMMUNIST PARTY OF GREAT BRITAIN. THERE WAS THEN NO

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FURTHER ACTION ON DASH'S APPLICATION UNTIL JANUARY 14,

1974, WHEN A 212(D)(3)(A) WAIVER REQUEST WAS SUBMITTED BY THE EMBASSY TO INS OFFICE FRANKFURT WITH A ROUTINE RECOMMENDATION THAT IT BE GRANTED. INS FRANKFURT GRANTED A WAIVER OF HIS INELIGIBILITY UNDER SECTION 212(D)(3)(A) ON JANUARY 23, 1974, FOR A VISIT TO THE U.S. IN JULY 1974. IT SHOULD BE EMPHASIZED THAT THE FAVORABLE RECOMMENDATION WAS BASED ON APPENDIX A 22 CFR 41.95 NOTE 3.2(A). THE ROUTINE WAIVER REQUEST WAS SUBMITTED TO INS FRANKFURT INSTEAD OF THE DEPARTMENT BECAUSE THE CASE DID NOT IN THE CONSULAR OFFICER'S OPINION FALL UNDER APPENDIX A 22 CFR 41.95 NOTE 1. FURTHERMORE, IT WAS NOT FELT BY THE CONSULAR OFFICER HANDLING THE CASE AT THE TIME THAT AN ADVISORY OPINION WOULD BE REQUIRED PER APPENDIX A 22 CFR 41.90 NOTE 4, ESPECIALLY SINCE SEVERAL OTHER OF THESE TYPES OF CASES WERE HANDLED ROUTINELY THROUGH INS FRANKFURT IN THE PAST.

3. IN FEBRUARY, DASH DECIDED THAT HE WANTED TO CHANGE THE DATE OF HIS VISIT FROM JULY TO SEPTEMBER AND A REQUEST FOR AMENDMENT FOR A SEPTEMBER VISIT WAS SUBMITTED TO INS FRANKFURT. THEY AMENDED THE WAIVER ORDER ON FEBRUARY 13, 1974, TO PROVIDE FOR ENTRY IN SEPTEMBER.

4. ON MAY 6, DASH CAME TO EMBASSY TO REQUEST A FURTHER AMENDMENT TO THE WAIVER HE HAD PREVIOUSLY BEEN INFORMED WAS GRANTED, BECAUSE HE NOW PLANS TO TRAVEL IN OCTOBER INSTEAD OF JULY, AS ORIGINALLY REQUESTED, OR SEPTEMBER.

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ON THE SAME DAY MASS CIRCULATION NEWSPAPER DAILY EXPRESS COLUMNIST PRINTED FOLLOWING NOTICE: QUOTE. I HEAR THE AMERICAN IMMIGRATION AUTHORITIES WILL RELAX THEIR RIGID NO-REDS RULE TO LET IN COMMUNIST FIREBRAND JACK DASH, 67, FOR AN ALL-EXPENSES-PAID HOLIDAY IN THE AUTUMN. THE FORMER LONDON DOCKERS' UNOFFICIAL LEADER AND HIS WIFE, ELLEN, WILL BE THE GUESTS OF SAN FRANCISCO LONGSHOREMEN. END QUOTE. THE EMBASSY PRESS ATTACHE ADVISES THAT THE COLUMN IN THE DAILY EXPRESS IS WIDELY READ. IN VIEW OF STATE 094659 RECOMMENDING AGAINST WAIVERS IN THE CASES OF BIRD AND BROMLEY AND THE PRESS STATEMENT, DASH'S REQUEST FOR AN AMENDMENT OF THE WAIVER WILL BECOME A CONTROVERSIAL ISSUE WHETHER GRANTED OR DENIED. THE REQUEST FOR AMENDMENT IS SUBMITTED TO THE DEPARTMENT AS REQUESTED IN TELECON BETWEEN SCA AND EMBASSY FOR FURTHER ACTION. IF WAIVER IS TO BE RESCINDED, GUIDANCE FROM DEPARTMENT WOULD BE APPRECIATED IN ADVISING DASH. ALSO AS THIS WILL MOST PROBABLY BE SUBJECT OF FURTHER PRESS COMMENT, DEPARTMENT SHOULD PROVIDE EMBASSY WITH PRESS GUIDANCE.

5. LASTLY, ARE ALL REPEAT ALL FUTURE VISA APPLICANTS IN LABOR FIELD BELONGING TO COMMUNIST PARTY TO BE SUBMITTED  
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TO DEPARTMENT FOR ADVISORY OPINION? IF SO, APPENDIX A SHOULD BE AMENDED TO INSURE UNIFORM HANDLING OF SUCH CASES.

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## Message Attributes

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